

STATEMENT OF PURPOSE

RS20384

The purpose of this legislation is to strengthen Idaho's Right to Farm Act by: (1) more comprehensively defining the agricultural activities to which the protections of the Act apply; (2) providing that the protections of the Act apply to expansions of agricultural activities; (3) making it clear that ordinances and resolutions that declare properly conducted agricultural activities to be nuisances are void; (4) providing that an agricultural activity shall not be found to be a nuisance if it is not a nuisance under the Act or is operated in accordance with recognized agricultural practices or a governmental permit, and (5) providing for recovery of attorneys fees in nuisance actions. These changes are based upon provisions to Right to Farm Acts of several other states.

FISCAL NOTE

There is no fiscal impact.

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